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December 6, 2006

U.S. Patent and Trademark Office  
Customer Window, Mail Stop Amendment  
Randolph Building  
Alexandria, VA 22314

Re: U.S. Patent Application No.: 10/026,914  
Filed: December 27, 2001  
For: *Allergy Vaccines Containing Hybrid Polypeptides*  
Inventors: Linhart et al.  
Our Ref.: 966927.00006

Dear Sir/Madam:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. Information Disclosure Statement (with 7 cited references);
2. Information Disclosure Statement PTO Form 1449;
3. Check No. 924592 in the amount of \$180.00; and
4. One return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

Very truly yours,

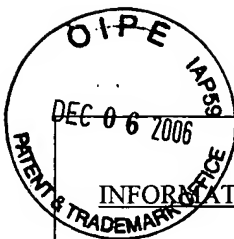
Chris E. Aniedobe

CEA:rcc

Enclosures

LONDON ♦ NEW YORK ♦ LOS ANGELES ♦ SAN FRANCISCO ♦ WASHINGTON, D.C. ♦ PHILADELPHIA ♦ PITTSBURGH ♦ OAKLAND  
MUNICH ♦ PRINCETON ♦ FALLS CHURCH ♦ WILMINGTON ♦ NEWARK ♦ MIDLANDS, U.K. ♦ CENTURY CITY ♦ RICHMOND ♦ LEESBURG

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FORM PTO 1449

ATTY. DOCKET NO.  
966927.00006APPLICATION NO.  
10/026,914

## INFORMATION DISCLOSURE STATEMENT

APPLICANT(S) LINHART, *et al.*FILING DATE  
December 27, 2001

GROUP

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA1					

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AB1	WO 93/08280	October 16, 1992			<input type="checkbox"/> Yes <input type="checkbox"/> No
	AC1	WO 97/06263	August 8, 1996			<input type="checkbox"/> Yes <input type="checkbox"/> No

## OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

AD	<u>1</u>	European Search Report, EP 01 13 0292.
AE	<u>1</u>	B. Pandjaitan et al.; pET-Prof, A Plasmid for High-Level Expression of Recombinant Peptides Fused to a Birch Profilin-Derived Hexadecapeptide Tag: A System for the Detection and Presentation of Recombinant Antigens", <i>Gene</i> , 237(2): 333-342 (1999).
AF	<u>1</u>	L. Zhang et al.; "Antigen- and Isotype-Specific Immune Responses to a Recombinant Antigen-Allergen Chimeric (RAAC) Protein"; <i>Journal of Immunology</i> , 151(2): 791-799 (1993).
AG	<u>1</u>	B. Linhart et al.; "Genetically Engineered Hybrid Vaccines for the Treatment of Grass Pollen Allergy", <i>Journal of Allergy and Clinical Immunology</i> , 107(2): S56 (2001-02).
AH	<u>1</u>	F. Kussebi et al.; "A Novel Type of a Vaccine for Bee Venom Allergy Obtained by Gene Fusion of the Two Major Allergens", <i>Allergy</i> , 56 (S68): 13 (2001).

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.



Att'y Dkt. No.: 966927.00006  
U.S. App. No.: 10/026,914

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

LINHART, et al.

Appl. No.: 10/026,914

Filing Date: December 27, 2001

Title: Allergy Vaccines Containing Hybrid Polypeptides

Art Unit: 1645

Examiner: HINES, Jana A.

Atty. Docket: 966927.00006

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

U.S. Patent and Trademark Office  
Customer Window, Mail Stop Amendment  
Randolph Building  
Alexandria, VA 22314

Sir/Madam:

Listed on the accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that an exhaustive search has been made, or that there does not exist information more material to the examination of the present patent application. The Examiner is specifically requested not to rely solely on the material submitted herewith. It is further understood that the Examiner will review art of record in all 35 U.S.C. § 120 priority documents.

☐ 1. This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. No certification or fee is required.

12/27/2001 SZWDIE1 03000092 10506914

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☐2. The Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

☐a. I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).

☐b. I hereby certify that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56 (c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).

☐c. Attached is our check no. \_\_\_\_\_ in the amount of \$\_\_\_\_\_ in payment of the fee under 37 C.F.R. § 1.17(p).

☒3. This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee. Applicants hereby petition that the Information Disclosure Statement be considered. Attached is our check no. 924592 in the amount of \$180.00 in payment of the fee under 37 C.F.R. § 1.17(p).

☐a. I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).

☐b. I hereby certify that no item of information on this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).

☐4. Relevance of the non-English language documents is discussed in the present specification.

☒5. The document(s) was/were cited in a corresponding foreign application. ☒A copy of a search report issued in the foreign application is attached. ☐ An English language version of the foreign search report is attached for the Examiner's information. M.P.E.P. § 609 (A)(3).

☐6. A concise explanation of the relevance of the non-English language document(s) ☐ is attached hereto or ☐ appears below.

- ☐ 7. The Examiner's attention is directed to co-pending U.S. Patent Application No. \_\_\_\_\_, filed \_\_\_\_\_, which is directed to related technical subject matter. The identification of this U.S. Patent Application is not to be construed as a waiver of secrecy as to that application now or upon issuance of the present application as a patent. The Examiner is respectfully requested to consider the cited application and the art cited therein during examination.
- ☐ 8. Copies of the documents were cited by or submitted to the Office in Application No. \_\_\_\_\_, filed \_\_\_\_\_, which is relied upon for an earlier filing date under 35 U.S.C. § 120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).
- ☐ 9. Other: Documents were cited in the International Search Report.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and to indicate in the official file wrapper of this patent application that the documents have been considered.

The Commissioner is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 50-0622

Respectfully submitted,

REED SMITH LLP

By: 

Christopher E. Anidobe  
Reg. No. 48,293

Date: 12/06/2006

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**32256**  
PATENT TRADEMARK OFFICE